



## DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR PERCUTANEOUSLY ACCESSING A PRESSURE ACTIVATED IMPLANTED PORT** the specification of which was filed on **June 15, 2000** as Application No. **09/595,167**, and was amended on \_\_\_\_\_ (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

### Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:





Application No.	Filing Date

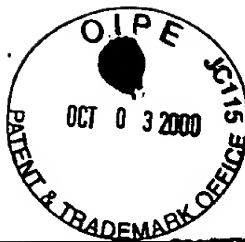
I claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status
09/239,411	01/28/99	Pending
09/561,374	04/28/00	Pending
09/017,045	02/02/98	Issued
08/745,903	11/07/96	Issued
08/480,117	06/07/95	Abandoned
08/183,151	01/18/94	Issued
08/634,634	04/18/96	Issued
08/183,151	01/18/94	Issued

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Full Name of Inventor 2:	Last Name: <b>BURBANK</b>	First Name: <b>JEFFREY</b>	Middle Name or Initial: <b>H.</b>	
Residence & Citizenship:	City: <b>Boxford</b>	State/Foreign Country: <b>Massachusetts</b>	Country of Citizenship: <b>United States</b>	
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Post Office Address:	Post Office Address: <b>P.O. Box 348</b>	City: <b>Edwards</b>	State/Country: <b>Mississippi</b>	Postal Code: <b>39066</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  <b>JAMES M. BRUGGER</b>	Signature of Inventor 2  <b>JEFFREY BURBANK</b>	Signature of Inventor 3  <b>CHARLES FINCH, JR.</b>
Date <b>21-Sep-2000</b>	Date <b>9/21/2000</b>	Date
Signature of Inventor 4  <b>HENDRIK KUIPER</b>		
Date		



Attorney Docket No.: 17742-002510  
Client Reference No.: 61-US

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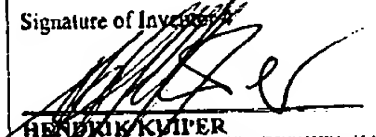
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Signature of Inventor 1  <b>JAMES M. BRUGGER</b> Date <b>21-Sep-2000</b>	Signature of Inventor 2  <b>JEFFREY BURBANK</b> Date <b>9/21/2000</b>	Signature of Inventor 3  <b>CHARLES FINCH, JR.</b> Date <b>9-21-2000</b>
Signature of Inventor 4  <b>HENDRIK KUIPER</b> Date		

Attorney Docket No.: 17742-002510  
Client Reference No.: 61-US

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Signature of Inventor 4  <b>HENDRIK KUIPER</b> Date <b>9-25-2000</b>		



Attorney Docket No. 17742-000250

## POWER OF ATTORNEY BY ASSIGNEE

VASCA, INC., Highwood Office & Research Park, 3 Highwood Drive, Tewksbury, Massachusetts 01876, is the Assignee of the invention entitled:

### Method and Apparatus for Percutaneously Accessing a Pressure Activated Implanted Port

The specification of which was filed on June 15, 2000 as Application No. 09/595,167.

The Assignment accompanying this Power of Attorney has been reviewed by the undersigned. The undersigned certifies that to the best of the undersigned's knowledge and belief, title is in the Assignee. The undersigned (whose title is supplied below) is empowered to act on behalf of the Assignee.

Assignee hereby appoints the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

<u>Name</u>	<u>Reg. No.</u>	<u>Name</u>	<u>Reg. No.</u>
Aka, Gary T.	29,038	Heckadon, David R.	Granted Limited Recognition under 37 CFR §10.9(b)
Apple, Randolph T.	36,429		
Barrish, Mark D.	36,443	Heslin, James M.	29,541
Colwell, Robert C.	27,431	Liebeschuetz, Joe	37,505
Dow, Karen B.	29,684	Wong, Craig P.	45,231
Gibby, Darin J.	38,464	Slone, David N.	28,572
Hann, James F.	29,719	Smith, William M.	30,223
Haughey, Paul C.	31,836	Storella, John R.	32,994

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| **James M. Heslin, Esq.**  
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| 650/326-2400

VASCA, INC.

Date: Sept 25, 2000

By:

Thomas Glover Sept 25, 2000  
Thomas Glover  
President and CEO